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619gg	Application Number	10/600,289			
TRANSMITTAL	Filing Date	06/20/2003			
FORM	First Named Inventor	AVALLE			
(to be used for all correspondence after initial filir	ng) Art Unit				
	Examiner Name				
Total Number of Pages in This Submission	Attorney Docket Number	1610-97			
	ENCLOSURES (Check all that	apply)			
Fee Transmittal Form	Drawing(s)	After Allowance communication to Technology Center (TC)			
Fee Attached	Licensing-related Papers	Appeal Communication to Board of Appeals and Interferences			
Amendment/Reply	Petition	Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)			
After Final	Petition to Convert to a  Provisional Application	Proprietary Information			
Affidavits/declaration(s)	Power of Attorney, Revocation Change of Correspondence Addre	Status Letter			
\		Other Enclosure(s) (please			
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Information Disclosure Statement	CD, Number of CD(s)				
Certified Copy of Priority Document(s)	Remarks  No fees are believed due, but please charge any deficiencies to Deposit Account No. 50-0951.				
Response to Missing Parts/ Incomplete Application					
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SIGNATI	JRE OF APPLICANT, ATTORNE	Y OR AGENT			
Firm Mark D. Passler, Registration or AKERMAN SENTERFITT					
Individual name	<del></del>				
Signature 222					
Date 9-8-0-3					
CERTIFICATE OF TRANSMISSION/MAILING					
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Typed or printed name Mark D. Passler					
Signature	nn-	Date 9-8-03			

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



**PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of AVALLE

Application No. 10/600,289

Examiner:

Filed: June 20, 2003

**Group Art Unit:** 

For: MACHINE FOR THE MANUFACTURE OF LIPSTICKS OR SIMILAR

## INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR §1.97(b)

CERTIFICATE UNDER 37 CFR 1.8(a)
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

200 764 Reg. No. 40,764

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to the Duty to Disclose under 37 C.F.R. §1.56, the reference cited on the accompanying form PTO/SB/08A is hereby brought to the attention of the Examiner for independent evaluation. A copy of the reference is enclosed. The reference was cited in the specification of the present application, which includes a concise explanation of the foreign language reference.

The submission of the listed document is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Applicants respectfully request that the listed documents be considered by the Examiner and made of record in the present application and that an initialed copy of forms PTO/SB/08A be returned in accordance with MPEP §609.

## Certification

This Statement is being filed within three months of the filing of this application and/or prior to the issuance of the first Office Action for the present application, and this paper is thus submitted in accordance with 37 CFR §1.97(b). In view of this certification, a fee is not required for consideration of these documents. Nevertheless, should a fee be deemed to be due by the Commissioner, such fee should be charged to Deposit Account No. 50-0951.

Respectfully submitted,

Dated: 9-8-03

Docket No. 1610-97

J. Rodman Steele, Jr. Registration No. 25,931

Mark D. Passler

Registration No. 40,764 **AKERMAN SENTERFITT** 

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{WP148536;1}

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Substitute for form 1449/PTO

Sheet 1

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete II Known				
Application Number	10/600,289			
Filing Date	06/20/2003			
First Named Inventor	AVALLE			
Art Unit				
Examiner Name				
Attorney Docket Number	1610-97			

			U. S. PATENT		
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (f known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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Examiner Signature	Date Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Nich of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

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